

TENTATIVE RULINGS for CIVIL LAW and MOTION October 8, 2009

Pursuant to Yolo County Local Rules, the following tentative rulings will become the order of the court unless, by 4:00 p.m. on the court day before the hearing, a party requests a hearing and notifies other counsel of the hearing. To request a hearing, you must contact the clerk of the department where the hearing is to be held. Copies of the tentative rulings will be posted at the entrance to the courtroom and on the Yolo Courts Website, at www.yolo.courts.ca.gov. If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Telephone number for the clerk in Department Fifteen: (530) 406-6942

TENTATIVE RULING

Case: Paik v. Treon et al.
Case No. CV CV 09-320
Hearing Date: October 8, 2009 Department Fifteen 9:00 a.m.

This matter is **CONTINUED** on the court's own motion to Thursday, October 22, 2009, at 9:00 a.m. in Department Fifteen.

TENTATIVE RULING

Case: People v. \$509.00 (Miguel Sanchez)
Case No. CV PT 07-1228
Hearing Date: October 8, 2009 Department Fifteen 9:00 a.m.

The unopposed motion to have the truth of the matters stated in the first set of request for admissions from the People to Miguel Sanchez deemed admitted is **GRANTED**. (Code Civ. Proc., § 2033.280, subd. (b).) The motion for monetary sanctions against Miguel Sanchez is **GRANTED** in the amount of \$136.28. (Code Civ. Proc., § 2033.280, subd. (c).)

The People are directed to serve a copy of the Court's ruling by mail on the claimant by no later than October 9, 2009.

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rules of Court, rule 3.1312 or further notice, except as provided herein, is required.

TENTATIVE RULING

CASE: People v. \$665.00 (Craig E. Renfroe)
Case No. CV PT 04-1815
Hearing Date: October 8, 2009 Department Fifteen 9:00 a.m.

The unopposed motion to have the truth of the matters stated in the first set of request for admissions from the People to Craig E. Renfroe deemed admitted and for monetary sanctions is

DENIED WITHOUT PREJUDICE. The verified claim opposing forfeiture lists an attorney for Mr. Renfroe. The requests for admission and the motion at bar were not served on counsel for Mr. Renfroe. If Mr. Renfroe is not represented by counsel in this matter, it has not been shown that the address to which the People served the requests for admission and the instant motion is a correct address for the claimant.

This matter is set for a case management conference to take place on Thursday, November 5, 2009, at 1:30 p.m. in Department Ten. The parties must comply with Local Rule 12.4 regarding the filing of case management statements.

The People shall serve a copy of the Court's ruling on the claimant by no later than October 16, 2009.

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rules of Court, rule 3.1312 or further notice, except as provided herein, is required.

TENTATIVE RULING

CASE: **People v. \$1,052.00 (John J. Fechko)**
Case No. CV PT 07-2471

Hearing Date: **October 8, 2009** **Department Fifteen** **9:00 a.m.**

This matter is dropped from the Court's calendar. An order of final judgment was entered in this case on September 3, 2009.

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rules of Court, rule 3.1312 or further notice is required.

TENTATIVE RULING

CASE: **People v. \$1,311.00 (Thomas Kemnitz)**
Case No. CV PT 09-2207

Hearing Date: **October 8, 2009** **Department Fifteen** **9:00 a.m.**

The hearing in this case must be by jury, unless waived by consent of all parties. (Health and Safety Code, § 11488.5, subd. (c)(2).) This matter is ordered to be tried in conjunction with the related criminal action, Yolo County Superior Court Case No. CR F 09-3945. (Health and Safety Code, § 11488.4, subds. (i)(3) and (i)(5).)

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rules of Court, rule 3.1312 or further notice is required.